

REMARKS

Claims 2-4 and 6-8, amended claims 1 and 5, and new claims 9 and 10 are in this application.

Claims 1, 3, 4, 5, 7, and 8 were rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-2 of U.S. Patent No. 6,930,987. Claims 1-4 were provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-4 of copending Application No. 09/980,865.

Independent claims 1 and 5 (from which claims 3-4, 7, and 8 depend) have been amended herein. It is respectfully submitted that the above obviousness-type double patenting rejections be withdrawn.

Claims 1-3 and 5-7 were rejected under 35 U.S.C. 103(a) as being unpatentable over Alexander (U.S. Patent No. 6,272,120) in view of McKinley et al. (U.S. Patent No. 5,805,834).

Independent claim 1 as presented herein recites in part the following:

"authenticating means for carrying out an authentication process based on the authentication information with a server connected to the external network"

It is respectfully submitted that the combination of Alexander and McKinley as applied by the Examiner does not appear to disclose the above feature of claim 1. Accordingly, it is requested that the above 103 rejection of claim 1 be withdrawn.

For reasons similar to those previously described with regard to claim 1, it is also respectfully submitted that amended independent claim 5 is also distinguishable from the applied combination of Alexander and McKinley.

Claims 2, 3, 6, and 7 are dependent from one of independent claims 1 and 5. Accordingly, it is also respectfully submitted that dependent claims 2, 3, 6, and 7 are distinguishable from the applied combination of Alexander and McKinley for at least the reasons previously described.

Claims 4 and 8 were rejected under 35 U.S.C. 103(a) as being unpatentable over Alexander in view of McKinley as applied to claims 1-3 and 5-7 above, and further in view of Hind (U.S. Patent No. 6,772,331).

Claims 4 and 8 are dependent from one of independent claims 1 and 5. Accordingly, it is also respectfully submitted that dependent claims 4 and 8 are distinguishable from the applied combination of Alexander and McKinley for at least the reasons previously described.

Although Hind appears to disclose authentication techniques (see, for example, Figs. 2, 5A, and 5B of Hind), such portions of Hind (hereinafter, merely "Hind") do not appear to specifically disclose a communication apparatus having the authentication features set forth in claim 1. More specifically, Hind does not appear to disclose a communication apparatus which may send/receive data to/from a host computer via a radiocommunication network and send/receive data to/from an external communication network outside the radiocommunication network which includes storage means for storing "authentication information for authenticating a user" and "authenticating means for carrying out an authentication process based on the authentication information with a server connected to the external network" as in claim 1.

Thus, it is respectfully submitted that claim 4 (which is dependent from claim 1) is distinguishable from the applied combination of Alexander, McKinley, and Hind. For similar or somewhat similar reasons, it is also respectfully submitted that claim 8 (which is dependent from claim 5) is also distinguishable from the applied combination of Alexander, McKinley, and Hind.

New claims 9 and 10 have been added herein.

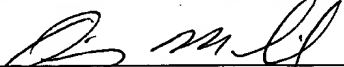
As it is believed that all of the rejections set forth in the Official Action have been overcome, favorable reconsideration and allowance are earnestly solicited.

If, however, for any reason the Examiner does not believe that such action can be taken at this time, it is respectfully requested that the Examiner telephone applicant's attorney at (908) 654-5000 in order to overcome any additional objections which the Examiner might have.

If there are any charges in connection with this requested amendment, the Examiner is authorized to charge Deposit Account No. 12-1095 therefor.

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Respectfully submitted,

By 

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